



JC10 Rec'd PCT/PTO <sup>PCT \$</sup> 26 DEC 2001

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Bakulesh Khamar

SERIAL NO.: 09/868,075

FILED:

GROUP ART UNIT:

EXAMINER:

DOCKET NO.: 8076

FOR: THE PROCESS FOR MANUFACTURING FORMULATION OF TOPICAL  
BETA BLOCKERS WITH IMPROVED EFFICACY.

U.S. National Stage of  
International Application PCT/IB99/00378  
IA Filing Date: 01 March 1999

**Box PCT**

Commissioner For Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231

December 18, 2001

Sir:

Transmitted herewith is:

- ☒ A Response to Notification of Missing Requirements  
under 35 USC § 371
- ☒ A copy of Confirmation No. 5439-371 Formalities Letter and  
Withdrawal of Abandonment Notice
- ☒ A copy of Petition to Revive Application For Patent  
Abandoned Unintentionally – 37 CFR 1.137(b), as mailed  
September 14, 2001.
- ☒ A check in the amount of \$65



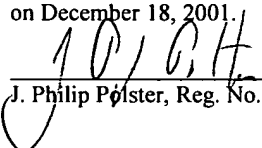
12-26-2001

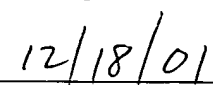
U.S. Patent & TMO/TM Mail Rpt Dt. #75

The Commissioner is hereby authorized to charge any additional fees or credit  
overpayment under 37 CFR 1.16 and 1.17, which may be required by this paper to  
Deposit Account 162201. *Duplicate copies of this sheet are enclosed.*

  
J. Philip Polster  
Registration No: 24,739

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class  
mail in an envelope addressed to: Box PCT, Commissioner for Patents, Washington, D.C. 20231,  
on December 18, 2001.

  
J. Philip Polster, Reg. No. 24,739

  
Date of Signature

PATENT

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APPLICANT: Bakulesh Khamar

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Washington, D.C. 20231

December 18, 2001

Sir:

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. § 371**

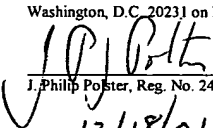
In response to the accompanying notification of missing requirements dated October 30, 2001, applicant submits herewith a check in the amount of \$65. It is believed that this completes the requirements of 35 U.S.C. § 371. Examination of the application is therefore requested.

01/03/2002 UEDUVIJE 00000178 09868075

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65.00 0P

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as First Class Mail in an envelope addressed to, Commissioner for Patents,  
Washington, D.C. 20231 on December 18, 2001

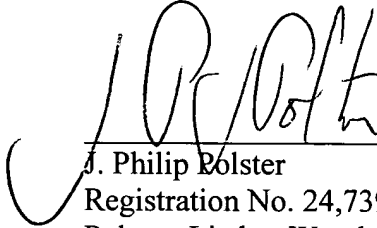
  
J. Philip Poster, Reg. No. 24,739

12/18/01  
Date

It is noted that the Petition To Revive dated September 14, 2001 stated: "Please charge any additional costs, or credit any overpayment to Account No. 16-2201." The cover sheet for the Petition (copy enclosed) also authorized charging Account No. 162201 for any additional fees "which may be required by this paper." It is therefore requested that the application be given a 35 U.S.C. § 371 date of 18 September 2001, the date of receipt of the Petition.

Should any further action be required, applicant's undersigned attorney requests a telephone call.

Respectfully submitted,



J. Philip Polster  
Registration No. 24,739  
Polster, Lieder, Woodruff & Lucchesi  
763 South New Ballas Rd.  
St. Louis, MO 63141  
(314) 872-8118  
Fax: (314) 991-2178

☒ Commissioner For Patents, Box PCT, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/868,075	Bakulesh M. Khamar	80716

INTERNATIONAL APPLICATION NO.

PCT/IB99/00378

I.A. FILING DATE

03/01/1999

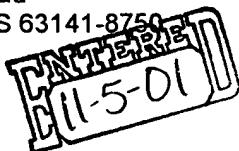
PRIORITY DATE

12/11/1998

J Philip Polster  
Polster Leider Woodruff & Lucchesi  
763 South Ballas Road  
St Louis Missouri, MS 63141-8750

**POLSTER, LIEDER,  
WOODRUFF & LUCCHESI**

NOV 05 2001



RECEIVED

CONFIRMATION NO. 5439

371 FORMALITIES LETTER



\*OC000000006950898\*

Date Mailed: 10/30/2001

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- ✓ • U.S. Basic National Fees
- ✓ • Indication of Small Entity Status
- ✓ • Priority Document
- ✓ • Copy of references cited in ISR
- ✓ • Copy of the International Application
- ✓ • Copy of the International Search Report
- ✓ • Oath or Declaration
- ✓ • Preliminary Amendments
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

PATRICIA A BOOKER

Telephone: (703) 305-3738

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/868,075	PCT/IB99/00378	



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/868,075		Bakulesh M. Khamar	

CONFIRMATION NO. 5439

WITHDRAWAL OF ABANDONMENT  
NOTICE

\*OC00000006950826\*

J Philip Polster  
Polster Leider Woodruff & Lucchesi  
763 South Ballas Road  
St Louis Missouri, MS 63141-8750

Date Mailed: 10/30/2001

## WITHDRAWAL OF PREVIOUSLY SENT NOTICE

It has come to the attention of the Office that the Notice mailed on 08/22/2001 was sent in error. Please disregard that Notice. The application is complete and will be processed for examination. The Official Filing Receipt is enclosed. We apologize for any inconvenience this has caused.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**Docket No.:** KHAB 8076US

**Date:** September 14, 2001

**In re application of:** Bakulesh Khamar  
**Serial No.:** 09/868,075

**For:** THE PROCESS FOR MANUFACTURING FORMULATION OF TOPICAL BETA  
BLOCKERS WITH IMPROVED EFFICACY

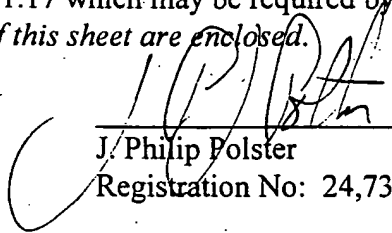
Box PCT  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is:

- ☒ [X] A Petition to Revive Application For Patent Abandoned Unintentionally –  
37 CFR 1.137(b)
- ☒ [X] Preliminary Amendment, along with Specification Paragraphs and Claims Marked  
to Show Changes Following Preliminary Amendment
- ☒ [X] Claiming Small Entity Status
- ☒ [X] Information Disclosure Statement, Form PTO-1449 (4 references)
- ☒ [X] Copy of Notification of Abandonment
  
- ☒ [X] A check in the amount of \$1120.00 is attached.

The Commissioner is hereby authorized to charge any additional fees or credit  
overpayment under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit  
Account 162201. *Duplicate copies of this sheet are enclosed.*

  
\_\_\_\_\_  
J. Philip Polster  
Registration No: 24,739

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Bakulesh Khamar

SERIAL NO.: 09/868,075

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Assistant Commissioner of Patents  
Washington, D.C. 20231

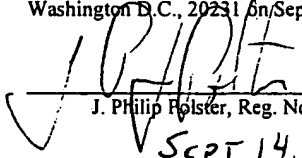
September 14, 2001  
St. Louis, Missouri

Sir:

**PETITION TO REVIVE APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY – 37 CFR 1.137(b)**

The Notice of Abandonment dated 22 August 2001 has been received, and in response thereto applicant respectfully petitions for revival of the application for unintentional abandonment. The entire delay in paying the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)) from the due date until the filing of this petition was unintentional.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to, Assistant Commissioner for Patents, Washington D.C., 20231 on September 14, 2001

  
J. Philip Holster, Reg. No. 24,739

SEP 14, 2001  
Date



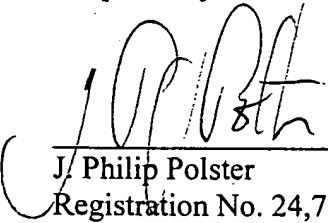
Abandonment occurred because applicant failed to pay the full amount of the national fee on his credit card. Applicant intended that the entire fee would be charged to his credit card. Promptly upon receipt of the notification of abandonment, applicant's undersigned attorney ascertained by telephone to the Office the reason for the abandonment and requested confirmation from the applicant that the abandonment was unintentional. This petition is being filed promptly upon receipt of that confirmation.

Applicant is a small entity.

The full filing fee (\$500) for a small entity is enclosed herewith (code 961) together with the fee (\$620) for this petition (code 241). Please charge any additional costs, or credit any overpayment to Account No. 16-2201.

If this petition is defective in any way, applicant's undersigned attorney urgently requests a telephone call at 314-872-8118, extension 426.

Respectfully submitted,



J. Philip Polster  
Registration No. 24,739  
Polster, Lieder, Woodruff & Lucchesi  
763 South New Ballas Rd.  
St. Louis, MO 63141  
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